

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

R&B Department – Forming a road from Vadacheepurupalli to Thikkavanipalem from Km 2.60 to 3.40 including construction of bridge across Salt Creak” in Visakhapatnam District – Sanction of an amount of Rs.3,34,210/- towards payment of decretal charges to the contractor as per the common judgment passed by the Hon’ble 1st Senior Civil Judge, City Civil Court, Hyderabad in O.P.No:432/92 and O.P.No:333/1992 – Orders – Issued.

TRANSPORT, ROADS & BUILDINGS (ROADS.V) DEPARTMENT.

G.O.Ms.No: 106

Dated:30.03.2009
Read the following:

From the Chief Engineer (R&B), Roads, Hyderabad,
LetterNo:26204/TA.1/AEE2/2004,dt.7.9.2004.

-X-X-X-X-

ORDER:

In his letter read above the Chief Engineer (R&B), Roads has stated that the work “Forming a road from Vadacheepurupalli to Thikkavanipalem from Km 2.60 to 3.40 including construction of bridge across Salt Creak” was entrusted to Sri T.A.Chowdary, contractor and handed over by 27.3.1982, with a stipulated period for completion of the work was 12 months. The contractor failed to complete the work within the period and certain disputes and differences were arose between the contractor and the department.

2. The contractor approached the court and the court allowed O.P.No.71/88 and appointed sole arbitrators. The sole Arbitrator passed award on 30.7.1992 for Rs.3,99,090/- in respect or claims 1 to 9 with interest at 18% P.A. from 01.10.1985 and did not consider rest of the claims. The Department also filed O.P.No.333/92 on 02.08.1992 to set aside the award, dt.30.7.1992. The contractor has filed O.P.No.432/92 on 13.11.1992 to make the award as rule of the court.

3. By giving a common order in the case of O.P.No.432 of 1992 and OP No.333/92 the Hon’ble 1st Senior Civil Judge, City Civil Court, Hyderabad passed judgment on 27.12.2002.

4. The Engineer-in-Chief (R&B), Roads has requested the Government to sanction an amount of Rs.3,34,210/- (i.e., decree amount of Rs.2,10,480 + interest of Rs.1,23,729.90) towards decretal charges to the contractor for the work “Forming a road from Vadacheepurupalli to Thikkavanipalem from Km.2.60 to 3.40 including construction of bridge across Salt Creak” in Visakhapatnam District as per the common judgment passed by the Hon’ble 1st Senior Civil Judge, City Civil Court, Hyderabad in O.P.No.432/92 and O.P.No.333/1992 as advance from Contingency fund as requested by the ENC (R&B) Roads.

5. Government after careful examination, hereby accord sanction for an amount of Rs.3,34,210/- (i.e., decree amount of Rs.2,10,480 + interest of Rs.1,23,729.90) towards decretal charges to the contractor.

P.T.O.

6. The Expenditure sanctioned above shall be debited to the Head of account "5054 COL on R&B – 04 District and other Roads – MH 800 other Expenditure – GH (11) – Normal State Plan – SH (07) MDRs – 530 Major works – 531 other Expenditure (Charged)" as an advance from Contingency fund for which orders will be issued by Finance (BG.I) Department separately.

7. The Engineer-in-Chief (R&B), Roads is requested to take necessary action accordingly.

8. The Engineer-in-Chief (R&B), Roads is requested to send necessary supplementary estimate proposals at the appropriate time during 2009-2010 towards recoupment of advance to the contingency fund.

9. This order issues with the Concurrence of Finance (Expr.PW) Department vide their U.O.No:007038/336/A2/Expr.PWD/09, Dt.24-03-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. T. CHATTERJEE
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Engineer-in-Chief (R&B), Roads, Hyderabad.

The Sri T.A.Chowdary, Contractor, H.No:8-3-318/A,
Jaya Prakash Nagar, Yellareddyguda,
Hyderabad – 500 873.

The Superintending Engineer (R&B), Visakhapatnam.

The Accountant General, Andhra Pradesh, Hyderabad.

The Pay and Accounts Officer, Hyderabad.

Copy to:

The Government Pleader for Arbitration,

High Court of Andhra Pradesh, Hyderabad

The Finance (Exp.PWD) Department.

The P.S.to Principal Secretary to Government, T,R&B Dept.,
SF/SC.

// FORWARDED::BY ORDER //

SECTION OFFICER